



Nassau County
Office of Minority Affairs
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Nassau County FY2009
Disadvantaged Business Enterprise (DBE)
Office of Minority Affairs
Interim Overall Goal and Goal Setting Methodology
Federal Transit Administration

The purpose of the overall goal is to achieve a "level playing field" for ready, willing and able Disadvantaged Business Enterprises (DBEs) seeking to participate in contracts awarded by Nassau County with United States Department of Transportation (USDOT) funds. In an effort to reach this level playing field, Nassau County examined its programs and its relevant market, then determined the amount of participation DBEs would be expected to achieve in the absence of discrimination. 49 CFR §§26.45 requires recipients of USDOT federal-aid to utilize a two-step process in the development of their overall DBE goals.

Under the provisions of 49 CFR 26.45 (d).2 and (f).2 the goal is based on a particular group of grants/projects that are awarded annually.

Nassau County has chosen a geographic region that represents the New York Metropolitan Transportation Council (NYMTC) area as its relevant local market based upon the best data currently available. The NYMTC region consists of 10 counties: Nassau, Suffolk, Putnam, Rockland, Westchester and the New York City counties: Bronx, Kings, New York, Queens and Richmond.

STEP ONE: Determine the base Figure for the Relative Availability of DBE's

Step one is to determine the base figure for the relative availability of DBE's. Nassau County utilized the number of certified DBEs as its numerator and the total number of identifiable establishments in the Census Bureau's County Business Patterns (CBP) database as its denominator.

Base Figure = DBEs / County Business Patterns = 107/7,448 = 1.44%

To determine the numerator, Nassau County combined the number of available DBEs (*for the geographic region*) listed under the North American Industry Classification System (NAICS) in the New York State Unified Certification Program (UCP) for the following industries: Architectural Services, Landscape Architectural Services, Engineering Services, Administrative Management and General Management Consulting Services, Environmental Consulting Services and Public Relations Agency.

To determine the denominator, Nassau County combined the number of available firms (*for the geographic region*) listed under the North American Industry Classification System (NAICS) in the Census Bureau's County Business Patterns (CBP) for the following industries: Architectural Services, Landscape Architectural Services, Engineering Services, Administrative Management and General Management Consulting Services, Environmental Consulting Services and Public Relations Agency.

100% of federal assistance will be allocated to the business category of PROFESSIONAL, SCIENTIFIC, AND TECHNICAL SERVICES, which includes NAICS codes: 541310, 541320, 541330, 541611, 541620 and 541820.

**** The geographic region represents 10 counties: Nassau, Suffolk, Putnam, Rockland, Westchester and the New York City counties: Bronx, Kings, New York, Queens and Richmond.**

Nassau County currently has three FTA earmarks that will be used together to fund the Program Manager Contract and the Alternative Analysis/Environmental Impact Statement for the Nassau Hub Project.

Based upon the above information, the DBE base figure for FTA grant projects is 1.44%

STEP TWO: Adjustment of the Base Figure for the Overall Goal

The second step in this process is to adjust the base figure to reflect the DBE participation expected absent the effects of discrimination.

The regulation requires that Nassau County must consider the current capacity of DBEs to perform work, measured by the volume of work DBEs have performed in recent years, and evidence from disparity studies conducted anywhere within the Nassau County 's jurisdiction, to the extent it is not already accounted for in the base figure. There has been limited DBE participation on FTA-funded contracts in the past. The regulation permits consideration of evidence from "related fields" that affects DBEs, including statistical disparities in the ability of DBEs to obtain bonding, financing and insurance, and data on employment, self-employment, training and union apprenticeship.

Means to Meet Overall DBE Goal

Nassau County will use only race-neutral means to promote and encourage DBE participation on FTA assisted contracts or grants, given the low DBE availability.

Public Involvement in the Overall Goal Setting Process

Nassau County will publish a countywide public notice of the proposed goal and methodology. The goals and methodology will be available for inspection during normal business hours at the Nassau County Office of Minority Affairs, One West Street Room 323, Mineola, New York 11501 for a period of 45 days following the date of the notice. Additionally, the information will be provided to major area newspapers, the Nassau County main webpage and the Nassau County Office of Minority Affairs webpage.

Submitted by:

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